

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI

UNITED STATES OF AMERICA

Plaintiff,

-vs-

Criminal Action No.  
22-00244-01-CR-W-BP

DERONE D. GIPSON,

Defendant.

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**MEMORANDUM OF MATTERS DISCUSSED AND  
ACTION TAKEN AT PRETRIAL CONFERENCE**

The following matters were discussed and action taken during the pretrial conference:

**PENDING CHARGES:**

Counts 1, 2, 3: Distribution of Methamphetamine (Actual) Within 1,000 Feet of a Playground) *in violation of* 21 U.S.C. §§ 841(a)(1) and 860(a)

Count 4: Conspiracy to Distribute a Controlled Substance *in violation of* 21 U.S.C. §§ 841(a)(1), (b)(1)(A), and 846 and 21 U.S.C. §§ 841(a)(1) and (b)(1)(C)

Count 5: Possession With Intent to Distribute Methamphetamine Within 1,000 Feet of a Playground *in violation of* 21 U.S.C. §§ 841(a)(1), (b)(1)(C), and 860

Count 6: Felon in Possession of a Firearm *in violation of* 18 U.S.C. §§ 922(g)(1) and 924(a)(2)

Count 7: Possession of a Firearm in Furtherance of a Drug Trafficking Offense *in violation of* 18 U.S.C. § 924(c)(1)(A)(i)

Count 8: Maintaining a Drug-Involved Premises Within 1,000 Feet of a Playground *in violation of* 21 U.S.C. §§ 856(a) and (b) and 860

Allegation of Criminal Forfeiture

**TRIAL COUNSEL:**

Government: Sean Foley, Joe Marquez and Paralegal Amy Woody

Case Agent: Detective Trenton Johns, KCPD

Defense: F. A. White, Jr., and Blade Moore

**OUTSTANDING MOTIONS:** None

**ANTICIPATED MOTIONS:** Government – None; Defense- Motion in Limine

**TRIAL WITNESSES:**

Government: 8 with stipulations; 14-15 without stipulations

Defense: 3 witnesses, including Defendant who ( ) will

( x ) may

( ) will not testify

**TRIAL EXHIBITS:**

Government: 80-90 exhibits

Defense: 10 exhibits

**DEFENSES:**

☒ defense of general denial

☐ defenses of general denial and \_\_\_\_\_

**POSSIBLE DISPOSITION:**

☒ Definitely for trial

☐ Possibly for trial

☐ Motion to continue to be filed

☐ Likely a plea will be worked out

**TRIAL TIME: 3.5 days**

Government's case including jury selection: 2.5-3 days

Defense case: .5 day

**STIPULATIONS:**

☐ not likely

☐ not appropriate

☒ likely as to:

☒ chain of custody

☒ chemist's reports

☒ prior felony conviction

☐ interstate nexus of firearm

☒ other: admission of exhibits

**UNUSUAL QUESTIONS OF LAW: None****FILING DEADLINES:****Witness and Exhibit Lists:**

Government: 5/20/2024

Defense: 5/20/2024

**Counsel are requested to list witnesses in alphabetical order on their witness list.**

**Exhibit Index, Voir Dire, Jury Instructions: 5/20/2024**

**Jury instructions must comply with Local Rule 51.1**

**Motions in Limine: 5/20/2024**

**TRIAL SETTING: Criminal jury trial docket commencing 6/3/2024**

**Please note:** The Government has USAO training, offered only once a year, out of district the entire first week of the trial docket, from 6/3 to 6/7. A Government witness is also unavailable that entire first week. Regarding the Defense, co-counsel Blade Moore will be unavailable the entire second week of the docket, from 6/10 to 6/14. Lead Defense Counsel Al White indicates that he can try the case the second week, if necessary.

**OTHER:**

- ( ) A \_\_\_\_\_-speaking interpreter is required.  
( ) Other assistive devices: \_\_\_\_\_

**IT IS SO ORDERED.**

/s/ Jill A. Morris  
JILL A. MORRIS  
United States Magistrate Judge